



DELAINE EASTIN
State Superintendent of Public Instruction

**CALIFORNIA
DEPARTMENT
OF
EDUCATION**

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Small District Funding Waivers for District Community Day Schools

Any school district with fewer than 2,501 units of average daily attendance may request a Superintendent's waiver to provide small district funding to support the operation of a District Community Day School. In order to apply for such a waiver, districts must submit the following documents:

- a completed **"Request for Superintendent's Waiver for Community Day Schools"** (attached);
- a cover letter containing a narrative describing the Community Day School program, as provided in the document, **"Description of Community Day School;"**
- the most recent **School Accountability Report Card** for the Community Day School issued by the governing board of the district as required by *Education Code* sections 35256 and 33126, and
- a letter from the County Superintendent of Education, stating that the operation of the District Community Day School is consistent with the county-district collaborative plan for serving expelled pupils, and that, for this reason, the County Office recommends approval of the requested waiver. (This letter may be sent directly to the Department by the County Office of Education.).

NOTE: Consistent with *Education Code* section 48926, which provides for countywide plans for providing services for expelled students, the district should provide copies of the Community Day School program description and the School Accountability Report Card to the County Office of Education, as part of the district's request for this letter.

According to *Education Code* section 48664(d), small district funding waivers are for "any fiscal year." Therefore, your period of request should be July 1 - June 30 of the year for which you are requesting a funding waiver. These waivers are subject to annual renewal.

Please direct your waiver request, as well as any questions, to:

Dan Sackheim, Education Programs Consultant
California Department of Education
Educational Options Office
660 J Street, Suite 400
Sacramento, CA 95814
(916) 445-5595
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Supplemental Funding

Education Code section 48664 paragraphs (a) and (d) provide that, in addition to funds from all other sources (including base revenue limit funding), the Superintendent of Public Instruction shall apportion to each school district that operates a Community Day School \$4,246 per year (as adjusted for the 1999-2000 school year) for each unit of average daily attendance (ADA)¹ that is reported at the annual apportionment for pupil attendance at these schools.

The supplemental funding is provided for each unit of ADA for all mandatorily expelled students². Attendance claims for the \$4,246 supplemental funding for all other Community Day School students are subject to a “cap” or limit (*Education Code* section 48664(a)). The cap is set as follows:

- 0.375 percent of the district’s prior year P2 ADA in an elementary school district,
- 0.5 percent of the district’s prior year P2 ADA in a unified school district, and
- 0.625 percent of the district’s prior year P2 ADA in a high school district.

Funding Waivers for Small Districts

Education Code section 48664(a) provides that a school district with fewer than 2,501 units of average daily attendance may request a waiver of the funding limitations provided in *Education Code* section 48664(a). **The purpose of such a waiver is to permit the operation of a Community Day School of reasonably comparable quality to those offered in larger districts.**

A district granted a waiver of the funding formula for a Community Day School pursuant to subdivision (d) of *Education Code* section 48664 will, for the school year for which the waiver is granted, be allocated the amount provided for one teacher pursuant to *Education Code* section 42284, except that the California Department of Education will proportionally reduce the amount by 1/180 for each day fewer than 180 that the school is in session during the year as a whole. This amount replaces both the base revenue funding and the supplemental funding for the six-hour minimum instructional day. However, districts operating a Community Day School under a funding waiver may still receive funding apportioned pursuant to *Education Code* section 48664(c) for additional supervised attendance following the completion of the full six-hour instructional day.

Attendance Accounting and Funding Waivers

CDS attendance must be maintained and reported in clock hours for each school day (Sections 48663 and 48664). School districts must obtain CDE approval for their CDS attendance accounting systems.

Even though funding under this waiver replaces both the base revenue funding and the supplemental funding for the six-hour minimum instructional day, the district must still report all daily, 5th hour, and 6th hour attendance for the community day school on the J18/19 attendance reporting form (line A13 and section “O”).

¹ The calculation of ADA for supplemental funding for Community Day Schools is defined in *Education Code* section 48663.

² This refers to those students expelled pursuant to *Education Code* section 48915(d).